

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
(RICHMOND DIVISION)**

IN RE: * **CASE No.: 08-35653-KRH**

CIRCUIT CITY STORES, INC., et al., * **(CHAPTER 11)**

DEBTORS. * **(JOINTLY ADMINISTERED)**

* * * * *

NOTICE OF RECLAMATION DEMAND OF TOSHIBA AMERICA INFORMATION SYSTEMS, INC.

PLEASE TAKE NOTICE that Toshiba America Information Systems, Inc. ("TAIS"), by its attorneys, files this Notice that TAIS asserts its demand for reclamation of goods, pursuant to Section 546 of Title 11 of the United States Code (the "Bankruptcy Code"), applicable non-bankruptcy law, and the *Order Under Bankruptcy Code Sections 105(a), 362, 503(b), 507(a), 546(c), and 546(h) (I) Granting Administrative Expense Status to Obligations from Postpetition Delivery of Goods; (II) Authorizing Payment of Expenses in the Ordinary Course of Business; (III) Authorizing Debtors to Return Goods; and (IV) Establishing Procedures for Reclamation Demands* [Docket No. 133] entered by the Court on November 13, 2008. TAIS further demands that the Debtors not dispose of or commingle any goods shipped by TAIS to the Debtors with any other property of the Debtors or any other party.

Attached to this Notice are copies of a summary of the outstanding reclamation amounts due (Exhibit A) and copies of the unpaid invoices for products delivered to the

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Attorneys for Toshiba America Information Systems, Inc.

Debtors by TAIS on or after the 45-day period prior to November 10, 2008, the date of the Debtors' voluntary petition for relief under Chapter 11 of the Bankruptcy Code, and proof of delivery of same (Exhibit B). The invoiced amounts total \$14,400,858.33. TAIS has not yet determined whether it intends to assert a claim under Section 503(b)(9) of the Bankruptcy Code and will assert such claim as required by the Bankruptcy Code or Order of the Court. TAIS expressly reserves all rights against the Debtors, however arising.

Respectfully submitted,

/s/ Jeremy S. Friedberg

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*Attorneys for Toshiba America
Information Systems, Inc.*

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 26th day of November, 2008, a copy of the foregoing, along with attached exhibits, was served *via* Federal Express overnight mail and, if the recipients are properly registered, *via* the Court's CM/ECF system, on:

Circuit City Stores, Inc., et al.
Claims Processing
c/o Kurtzman Carson Consultants LLC
2335 Alaska Avenue
El Segundo, CA 90245

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9950 Maryland Drive
Richmond, VA 23233
Attn: Reginald D. Hedgebeth

Circuit City Stores, Inc.
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Attn: Daniel W. Ramsey

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/s/ Jeremy S. Friedberg
Jeremy S. Friedberg